



## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF  
GENERAL COUNSEL

August 31, 2018

Paula Dinerstein  
Public Employees for Environmental Responsibility (PEER)  
962 Wayne Ave, Suite 610  
Silver Spring, MD, 20910

Re: PEER v. EPA, Civil Action No. 17-00652-BAH (D.D.C.); FOIA Request No. EPA-HQ-2017-004787 – Interim Release of documents responsive to Part 2 of your FOIA request.

Dear Ms. Dinerstein:

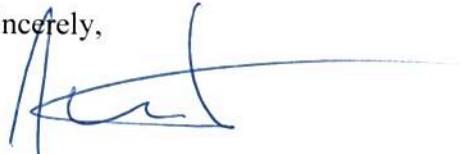
In accordance with the parties' August 10, 2018 Joint Status Report and the Court's accompanying order, the EPA is today producing the first of two productions of records responsive to Part 2 of your FOIA request EPA-HQ-2017-004787, as clarified. Part 2 of your request, as clarified, asked for any "EPA-authored, EPA-commissioned, or EPA-adopted studies or reports that conclude that human activity is not the primary cause of global climate change."

As previously discussed, EPA completed the agreed-upon search for Part 2 of PEER's FOIA Request on August 7, 2018. First, the Agency completed the search of Outlook records, as described in the parties' previous two joint status reports (ECF Nos. 29 & 31) and EPA's letter to PEER dated July 3, 2018. At this time, there are 1,037 Outlook records to review for responsiveness and release. EPA will release any responsive records from the Outlook search, subject to any withholdings under FOIA, in a single, final release on or before October 9, 2018.

Additionally, EPA completed the remainder of the search for Part 2, in which EPA inquired if certain individuals within the Office of Air and Radiation, the Office of Research and Development, or the Office of Policy had any records responsive to your request. That search returned two documents. The first of these documents was prepared by an EPA employee, now retired, and submitted as a public comment on the regulatory docket. The second document, a later version of the first, has also been made publicly available by the author. These documents are being released to you today, with no information redacted or withheld.

Please contact Daniel Schaefer, Assistant United States Attorney, at (202) 252-2531, if you have any questions about this document production. We look forward to working with you to provide the remaining information responsive to Part 2 of your request.

Sincerely,

A handwritten signature in blue ink, appearing to read 'J. Hammitt', with a long horizontal flourish extending to the right.

Jennifer Hammitt  
Office of General Counsel  
Environmental Protection Agency

Enclosures

cc: Daniel Schaefer, Assistant United States Attorney  
Jennifer Hammitt, Office of General Counsel, Environmental Protection Agency  
Office of Air and Radiation  
Office of the Administrator